

**Mohave Electric Power
E-01750A-10-0453**

LETING AGENDA ITEM

Antonio Gill

In Opposition

From: Heather Bernacki [heather@dornpolicygroup.com]
Sent: Tuesday, July 12, 2011 9:27 AM
To: Newman-Web; Burns-Web; Pierce-Web; Stump-Web; Kennedy-Web
Cc: 'Hauser, Dave'; tom@dornpolicygroup.com; 'Eric Emmert'
Subject: Comments regarding Docket #10-0453
Attachments: ACC comments 7 12 2011 (twn comments).doc



ORIGINAL

Dear Chairman Pierce and Commissioners,

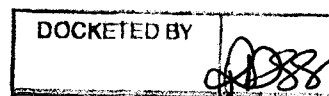
Please see the attached comments from my client, Allied Waste, regarding today's hearing on Docket # 10-0453 Mohave Electric Cooperative's Application for approval of a Waste-to-Energy Facility as a pilot program under the renewable energy rules or, in the alternative, for limited waiver. Please let us know if you have any questions and thank you for your consideration.

Sincerely,

Arizona Corporation Commission

DOCKETED

JUL 12 2011



DORN POLICY GROUP, INC.

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July 12, 2011

RE: Mohave Electric Cooperative Application

Good Morning Chairman Pierce and Commissioners;

My name is Dave Hauser. I am General Manager of Post-Collection operations here in Phoenix, for Allied Waste Industries, a Republic Services Co. On June 20, 2011 we submitted some comments to the Commission, regarding your consideration of an application from Mohave Electric Cooperative, Inc. for approval of a Waste-To-Energy facility as a pilot program under the renewable energy rules or, in the alternative, for a limited waiver.

Our Company supports efforts by the Arizona Corporate Commission to promote renewable and sustainable energy sources in Arizona.

The challenge, however, before the Commission today is to **properly** define "Renewable Energy" as it may or may **not** apply to municipal solid waste.

It would appear as though the Commission Staff has recommended that the energy produced from the biogenic portion of municipal solid waste, which is generally Newsprint, Paper, Corrugated Cardboard Containers, Textiles, Yard Trimmings, Food Wastes, Wood, and Leather, be considered as "Renewable Energy". If the Commission agrees their Staff's recommendation, i.e., that biogenic feedstock equals Renewable Energy, then the Commission should also require the municipal solid waste feedstock be routinely evaluated for its biogenic percentage based on Heat Content (million Btu per ton), and, furthermore, that **only** the percentage of electricity produced from the biogenic feedstock be considered or classified as "Renewable Energy." This is the only fair approach and does not arbitrarily assign the Renewable Energy classification to inappropriate materials. It should also be noted that in several reports referenced by the Commission Staff, specifically the Energy Information Administration report indicates a decreasing percentage of biogenic material in the overall municipal solid waste stream with numbers closer to 55% not 75%.

This takes me to my second point, which is recycling. Many states and communities that support incineration of waste also have state and local mandates which **require** residential and commercial recycling. I would strongly urge the Commission to disqualify municipal solid waste of its potential renewable status if the origin community does not have a municipal-wide mandated recycling programs for residential and commercial customers. What we don't want happening is community members confusing incineration with recycling.

I thank you for your time and opportunity to speak.